

RECEIVED
CENTRAL FAX CENTER

DEC 29 2005

Attorney Docket No. MTI-31079-A-A-A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : William Budge
 Serial No. : 10/634,352
 Filing Date : August 5, 2003
 For : Use of Linear Injectors to Deposit Uniform Selective Ozone Teos
 Oxide Film by Pulsing Reactants
 Group Art Unit : 2812
 Examiner : Alexander G. Ghyska

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

Mailing

deposited with the United States Postal Service in an envelope addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
37 CFR 1.8(a)

with sufficient postage as first class mail As "Express Mail Post Office to Addressee" Mailing Label No.
37 CFR 1.10

transmitted by facsimile to Fax No.: 1-571-273-8300 addressed to Examiner Alexander G. Ghyska at the Patent and Trademark Office.

Date: 12-29-2005

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §1.111

INTRODUCTORY COMMENTS

Dear Sirs:

This Response replies to the Office Action mailed September 29, 2005.

The Examiner has rejected Claims 69-136 under the judicially-created doctrine of obviousness-type double-patenting over claims 1-56 of USP 6,617,230 and claims 69-136 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-56 of USP 6,602,807. Therefore, the Applicant includes a Terminal Disclaimer containing a non-provisional disclaimer over USP 6,617,230 and 6,602,807.